

REMARKS

This is a supplemental amendment filed in response to the Examiner's Interview held on October 4, 2005. During this Interview it was noted that the amendment and terminal disclaimer filed September 8, 2005 overcame all the rejections of record. A copy of the "Interview Summary" has been attached to this amendment, as recently requested.

I. New KIT claim 21 and Amended KIT claim 7

Particularly kit claim 7 possibly could read on kits separately containing a first component A1 comprising the enamine, a second component comprising at least one carbonyl and an additional decolorizing component or kits containing the composition for dyeing fibers as a first component and the decolorizing component as a second component. In other words, kit claim 7 could be interpreted as claiming a three-component kit or a two-component kit.

In this supplemental amendment kit claim 7 has been amended to clearly and unambiguously claim only the two-component kit.

Since the three-component kit is the preferred marketed product, a new claim 21 has been filed claiming a three-component kit comprising a first component A1 containing at least one enamine of formula (I), or a physiologically tolerated salt thereof; a second component A2 containing at least one carbonyl

compound and an additional decolorizing component B containing at least one sulfite.

In addition to the basis provided by the amended claim 7 filed in the amendment dated September 8, 2005, basis for the new claim 21 is provided by the third paragraph on page 9 of the applicants' specification taken together with the paragraph running from page 6 to 7 of applicants' specification. Also note the examples on pages 11 to 42, such as examples 2.1 to 2.20 on pages 24 to 25 (component B recited on page 25).

II. Error in the Enamine Formula I

The term "and" in the next-to-last paragraphs of claims 7 and 18 was incorrect, because R3 cannot be both e.g. a linear alkyl group and part of a cyclic group, according to the last paragraphs of claims 7 and 18. The term "and" was changed above to "or" to correct this deficiency.

Should the Examiner require or consider it advisable that the specification, claims and/or drawing be further amended or corrected in formal respects to put this case in condition for final allowance, then it is requested that such amendments or corrections be carried out by Examiner's Amendment and the case passed to Issue. Alternatively, should the Examiner feel that a personal discussion might be helpful in advancing the case to allowance, he or she is invited to telephone the undersigned at 1-631-549 4700.

In view of the foregoing, favorable allowance is respectfully solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'MJ Striker', with a long horizontal flourish extending to the right.

Michael J. Striker,

Attorney for the Applicants

Reg. No. 27,233

Interview Summary

Application No.

09/601,431

Applicant(s)

KUNZ ET AL.

Examiner

Margaret Einsmann

Art Unit

1751

All participants (applicant, applicant's representative, PTO personnel):

(1) Margaret Einsmann.

(3)_____

(2) William Valance.

(4)_____

Date of Interview: 10/04/05Type: a) ☐ Telephonic b) ☐ Video Conferencec) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: _____.

Claim(s) discussed: all of record.

Identification of prior art discussed: _____.

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The amendment filed 9/8/05 has overcome all of the rejections of record. In the third from last line of claims 7 and 18, "and" should be changed to "or."

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Margaret Einsmann
Examiner's signature, if required